

08/25/03



17691 U.S. PTO

Attorney Docket No.: 2189  
Express Mail Label No.: EV 259628405 US



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor: Robert Howard

Co-Inventors: Jack Johnson  
Dave Hoover

Title: TEST SYSTEM AND METHOD FOR SCHEDULING AND RUNNING MULTIPLE  
TESTS ON A SINGLE SYSTEM RESIDING IN A SINGLE TEST ENVIRONMENT

**UTILITY PATENT APPLICATION TRANSMITTAL UNDER 37 C.F.R. 1.53(b)**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a Utility Patent Application under 37 C.F.R. 1.53(b).

**Application Elements:**

- ☒ Application transmittal containing Fee Calculation and Certificate of Mailing by "Express Mail".
  - ☒ A check in the amount of \$1,206.00 to cover the application filing fee.
- ☐ Applicant claims small entity status.
- ☒ Application Cover Sheet, Specification, Claims (1-36) and Abstract of the Disclosure (34 total pages).
- ☒ Original drawings (Figures 1-3B, 5 total sheets).
- ☒ Declaration and Power of Attorney for each co-inventor (1 document) (5 total pages).
  - ☒ Newly-executed original.
  - ☐ Copy[ies] from a prior application pursuant to 37 C.F.R. 1.63(d).

**Accompanying Application Parts:**

- ☒ Patent Assignment Recordation Form Cover Sheet and Assignment (5 total pages).
  - ☒ A check in the amount of \$40.00 to cover the Assignment recordation filing fee.
  - ☐ The prior application is Assigned of record to [\*] and was recorded on [date] at Reel [\*]/Frame [\*] ([#] pages).

**Certificate of Mailing by "Express Mail" (37 C.F.R. 1.10)**

Express Mail Label No.: EV 259628405 US

Date of Deposit: August 25, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and is addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Lara Gurley  
Signature: Lara Gurley

The Director is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-4409.

**Documents reflecting change in Power of Attorney/Correspondence Address.**

- ☐ [Revocation of] Power of Attorney [and Appointment of New Power of Attorney] [by Assignee]. [Change of Correspondence Address –Application (PTO/SB/122).]
- ☐ Certificate Under 37 C.F.R. § 3.73(b) (where there is an Assignee).
- ☐ Information Disclosure Statement (IDS) and PTO/SB/08A (PTO-1449).
- ☐ Copies of IDS Citations.
- ☐ A Petition for Extension of Time is being filed concurrently in the prior application ([ ] total pages).
- ☐ Preliminary Amendment ([ ] total pages).
- ☐ Petition to Make Special Under 37 C.F.R. § 1.102(c) ([ ] total pages).
- ☒ Itemized Return Receipt Post Card.
- ☐ Certified copy of priority document(s) (if foreign priority is claimed).
- ☒ Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i).
- ☐ Other: \_\_\_\_\_

**Fee Calculation:**

	Filed				Extra		Rate		Calculations
Basic Fee									\$750
Total Claims	36	-	20	=	16	x	\$18	=	288
Independent Claims	5	-	3	=	2	x	\$84	=	168
Multiple Dependent Claims (one time fee)					0	x	\$280	=	0
<b>Total Fee:</b>									<b>\$1206.00</b>
<input type="checkbox"/> Small Entity Fee Reduction of 50%:									\$--

**Please address all correspondence to:**

Harley R. Ball  
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Overland Park, KS 66251-2100

**Please direct all telephone inquiries to:**

Judith L. Carlson or Penny R. Slicer of Stinson Morrison Hecker LLP  
Telephone: (816)842-8600  
Facsimile: (816)691-3495

Pursuant to the provisions of 37 C.F.R. §§ 1.10 and 1.53(a), Applicants respectfully request that this application be assigned a serial number and a filing date of **August 25, 2003**, the date upon which the Application was mailed to the United States Patent and Trademark Office by Express Mail.

Acknowledgment of receipt is respectfully requested.

Respectfully submitted,

By: Judith L. Carlson

Judith L. Carlson, Reg. No. 41,904  
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Attorney for Applicants

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor : Robert Howard  
Serial No. : Not yet assigned  
Filing Date : Filed Herewith  
Title : TEST SYSTEM AND METHOD FOR  
SCHEDULING AND RUNNING MULTIPLE  
TESTS ON A SINGLE SYSTEM RESIDING IN A  
SINGLE TEST ENVIRONMENT  
Atty. Docket No. : 2189

**NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

8/25/03  
Date

Judith L. Carlson  
Signature

Judith L. Carlson, Reg. No. 41,904  
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

**Certificate of Mailing by "Express Mail" (37 C.F.R. 1.10)**

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Signature: Lora Gurley

Printed Name: Lora Gurley

The Director is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-4409.